

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Hansenberger, et al.

Serial No. 10/596,235

Filing Date: June 5, 2006

Docket No.: 30475-00001

Title: BIOMECHANICAL STIMULATION DEVICE

Mail Stop PCT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450

**CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. 1.10**

Dear Sir:

I hereby certify that the foregoing documents are being deposited with the United States Postal Service as "Express Mail Post Office To Addressee" with sufficient postage on the date indicated below and is addressed to Mail Stop PCT, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450.

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Marian E. Vasquez  
 Signature of Person Mailing Papers

MARIAN E. VASQUEZ  
 Name of Person Signing Certificate

Documents Enclosed:

1. Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (1 page)
2. Preliminary Amendment (4 pages)
3. Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pages)
4. Translation of Claims as Published in International Application (2 pages)
5. Check in the amount of \$130.00
6. Return receipt postcard

06/20/2007 LLANDGRA 00000030 10596235

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventors: Hansenberger et al. Group Art Unit: Not Yet Assigned  
Serial No. 10/596,235 Examiner: Not Yet Assigned  
Filing Date: June 5, 2006 Docket No.: 30475-00001  
Title: BIOMECHANICAL STIMULATION DEVICE  
Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER  
35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Dear Sirs:

In reference to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed April 17, 2007, for the above-identified Application, enclosed please find a preliminary amendment according to 37 CFR 1.21, a translation of the claims as published in WO2005/053594 (PCT/EP04/13595), and a check in the amount of \$130.00 for the late English translation surcharge in accordance with 37 CFR 1.492(i) for a non-small entity. The foregoing submission is believed to meet the requirements of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US). As this Response is being filed under a certificate of express mailing of June 18, 2007 (June 17, 2007 is a Sunday), Applicants believe no additional fees are due. However, the Commissioner is authorized to charge any additional fees or credit any overpayments to our deposit account no. 13-0265.

Date 6/18/07

*William R. Fisher*

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/596,235	Ulrich Hansenberger	5851
INTERNATIONAL APPLICATION NO.		PRIORITY DATE
	PCT/EP04/13595	12/05/2003
I.A. FILING DATE	PRIORITY DATE	
12/01/2004	12/05/2003	

26936  
 SHOEMAKER AND MATTARE, LTD  
 10 POST OFFICE ROAD - SUITE 110  
 SILVER SPRING, MD 20910

CONFIRMATION NO. 3844

## 371 FORMALITIES LETTER



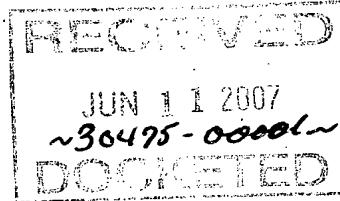
\*OC000000023408455\*

Date Mailed: 04/17/2007

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/05/2006
- Copy of the International Search Report filed on 06/05/2006
- Information Disclosure Statements filed on 06/05/2006
- Oath or Declaration filed on 06/05/2006
- Small Entity Statement filed on 06/08/2006
- U.S. Basic National Fees filed on 06/05/2006
- Priority Documents filed on 06/05/2006
- Power of Attorney filed on 06/05/2006
- Specification filed on 06/05/2006
- Claims filed on 06/05/2006
- Abstracts filed on 06/05/2006
- Drawings filed on 06/05/2006



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JUN 11 2007

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DOCUMENTED

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - The translated claims submitted do not match the published claims. The translated claims are amended. The published claims have multiple claims. You need to submit the claims as published

and a preliminary amendment according to 37 CFR Section 1.121 to enable me to enter the claims you submitted.

- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Small Entity:

- \$130 for English translation surcharge required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

WINSTON M ALVARADO

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Telephone: (703) 308-9140 EXT 206

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/596,235	PCT/EP04/13595	5851

FORM PCT/DO/EO/905 (371 Formalities Notice)